

HAMILTON COUNTY BOARD OF COMMISSIONERS  
OCTOBER 8, 2007

The Hamilton County Board of Commissioners met on Monday, October 8, 2007 in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 1:00 p.m. President Dillinger called the public session to order at 1:55 p.m. and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger, and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

**Approval of Minutes**

Holt motioned to approve the minutes of September 24, 2007 and September 28, 2007. Altman seconded. Motion carried unanimously.

**Executive Session Memoranda**

Holt motioned to approve the Executive Session Memoranda of October 8, 2007. Altman seconded. Motion carried unanimously.

**Springs of Cambridge, Section 10 Variance of Highway Standards**

Mr. Gordon Byers requested a variance of county highway standards for Springs of Cambridge, Section 10. The variance request involves cul-de-sac length, width of private drives and horizontal curve radius. It has received variances from the Town of Fishers and he has personally met with representatives from the school system and the fire department on the road standards. The private streets have right of way of 30 feet and there is a curve deviation of 100 feet where the standard is 150 feet. Fishers is comfortable with these standards. There is no way to reach this without a long cul-de-sac. The private drives were sized in accordance to Fishers requests. There is language in the plat that the homeowners can not petition to make them public streets and there is anti-remonstrance language on annexation. This completes the build-out of this area of Geist. The same commitment regarding construction traffic from the Springs of Cambridge, Section 9 is in place. Construction traffic will come in at a temporary access point on Olio Road. Holt asked if 440 and 441 is a hammerhead? Byers stated yes. Holt asked if it is big enough for a truck to back up? Byers stated yes. Holt stated he presumes it would not accommodate a bus? Byers stated correct, the bus stops at the cul-de-sac and does not go down the cul-de-sac. Holt asked if the pavement width is 30 feet? Byers stated it is 26 feet. Holt asked if somebody was having a party could you park both sides of the street? Byers stated only one side of the street. It will be signed and limited to parking on one side. Holt asked if fisherman can park along the lake? Byers stated no. Holt asked if it is private land on the south side of the road? Byers stated it will be private and we will have specific prohibitions on public access. Holt stated without exception there is not a road in Geist or Morse that is contiguous to the water to this degree. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Dillinger stated he would prefer that presentations be shared on the video screen instead of paper.

**Bid Opening**

**Resurface Contract 07-4, Various Roads in Noblesville and Wayne Townships**

Mr. Mike Howard opened the bids for Resurface Contract 07-4, Various Roads in Noblesville and Wayne Townships. Form 96, Non-collusion Affidavit, Bid Bond, Financial Statement and Acknowledgment of one Addendum were included unless otherwise specified. 1) Shelly and Sands - \$572,474.92. 2) Rieth-Riley - \$579,322.65. 3) Milestone Contractors - \$718,530.00. 4) Harco - \$584,421.73. 5) Grady Brothers - \$556,310.00. 6) E & B Paving - \$491,513.00. Howard recommended the bids be forwarded to the highway department for review and recommendation later in today's meeting. Altman so moved. Dillinger seconded. Motion carried unanimously.

*Holt left the meeting.*

**Highway Business**

**Acceptance of Bonds/Letters of Credit – Highway Department**

Mr. Jim Neal requested the acceptance of Bonds and Letters of Credit for the highway department. 1) HCHD #B-94-0105 – Fidelity and Deposit Companies Continuation Certificate No. 30638568 issued on behalf of Poindexter Excavating, Inc. in the sum of \$25,000 to now expire September 23, 2008. 2) HCHD #B-04-0093 – Auto-Owners Insurance Company Continuation Certificate No. 037702 661846416 issued on behalf of Telecom Placement Inc. TPI Utility Construction in the sum of \$25,000 to now expire October 6, 2008. 3) HCHD #B-07-0035 – Auto-Owners Insurance Permit Bond issued on behalf of Matt Viehe in the sum of \$5,000 to expire September 14, 2008. 4) HCHD #B-07-0038 – American Southern Insurance Company Maintenance Bond No. B98815018038 issued on behalf of Hazel Dell, LLC in the sum of \$61,264.89 for Bridge #210 – Edenshall Lane over Kirkendall Creek to expire September 24, 210. 5) HCHD #B-05-0072 – Ohio Casualty Insurance Company Continuation Certificate of Bond No. 3-598-471 issued on behalf of MCF Housemovers LLC in the sum of \$30,000 to now expire October 1, 2008. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

**Bridgewater Promenade Variance Request**

Mr. Steve Huffman, Thompson Thrift, working on the Bridgewater PUD of Bridgewater Promenade at 146<sup>th</sup> Street and Carey Road, requested a road cut off of 146<sup>th</sup> Street. It would be a right in, right out with a existing median in front. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

**Thoroughfare Plan [2:18:02]**

Altman stated she thought we had adopted a resolution to change the thoroughfare plan on 146<sup>th</sup> Street to utilize frontage roads, what is our next step? This will be critical on future development. Neal stated we have not done anything in this area, it is the last undeveloped parcel between Carey Road and Gray Road. To the east is an existing subdivision, to the west is Carey Road. There is not a corridor to go through there. Altman asked what are we doing to pursue a formal adoption of a policy for utilization of frontage roads to continue to maintain 146<sup>th</sup> Street as a thoroughfare? Howard stated Jim's point is that from Cumberland to Springmill the only way you could have frontage roads is if we would have access to other places and there is not an un-developed parcel that would be relevant through there. Altman stated notwithstanding the fact that it is developed where are we with going ahead and putting that of record in our thoroughfare plan? Howard stated the next step would be to adopt it on the thoroughfare plan and then forward it to each planning jurisdiction. Altman stated she wants everyone to be on notice that we are serious about access points on 146<sup>th</sup> Street and there will not be much latitude given, they need to develop their planning accordingly.

*Holt returned to the meeting.*

**Release of Bonds/Letters of Credit – Highway Department**

Neal requested the release of Bonds and Letters of Credit for the highway department. 1) HCHD #B-06-0028 – American Southern Insurance Company Performance Bond No. B9881595148 issued on behalf of Hazel Dell LLC for Bridge #210 Edenshall Lane over Kirkendall Creek. Holt motioned to approve. Altman seconded. Motion carried unanimously.

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**Multi-use Paths**

Altman stated Hamilton County needs to take the lead on a transit plan with respect to multi-use paths and connectivity that isn't just car related. Last week we lost John Krauss's wife because she wanted to walk her dog. We lost someone on 236<sup>th</sup> Street, it is not the county's overall problem but we should take the lead in developing existing areas that people would want to bike or walk to. We need to bring together municipalities and come up with a complete plan with multi-use paths and come up with a way we develop them to encourage the municipalities to develop them. No one is taking the lead, it is too dangerous to let people go on our roads. Holt stated about 15 years ago the HCAT group was formed, took the county map and did a thoroughfare plan with bike paths throughout the county. It primarily excluded municipalities and concentrated on county jurisdiction. They meet periodically throughout the years to update that plan. On every federal aid program that we have done we have incorporated a multi-use path. Holt stated he believes Noblesville, Fishers, Carmel and Westfield have been proactive on paths and probably eclipse the county's efforts. Altman stated she would like the county to energize a group from the municipalities to start working on a feasible interconnected plan that interconnects their jurisdictions with our jurisdiction and gets people from Point A to Point B, not necessarily on the roadbeds. She knows HCAT is there and has plans but they do not have what she considers what we need. She does not care if it is on one side of a thoroughfare or another. On 96<sup>th</sup> Street you have no business riding a bike on, on 106<sup>th</sup> Street she sees kids on bikes, parents with baby carriers trying to get to the Monon Center. We have areas that are part Carmel, part Hamilton County. Someone needs to take the lead. We have the richest resources in our area, it is coming up with a grid work for the county, come up with creative ways to do it. We can not continue to go on the way we are and people want to be involved in recreation. It is silly we have a Monon Center or any other center that you have to drive your car to because you are afraid to ride your bike to it. It is time to pull everything together. Davis stated that was all reviewed and is part of the thoroughfare plan update. There is a plan out there, it is general and broad and meant to be included in the road plans when we do the road segments. Altman stated until we hit the road segments we are not going to expand. Paths are fairly cheap in terms of installation, it is the right of way issues and that is where we may get creative with people, maybe a tax abatement with permission of legislature to get some of these things rolling. Howard stated from Noblesville's standpoint they have a thoroughfare plan that connects thoroughfares, etc. Every time a developer develops a piece a property they make them build that path. Every time they build a major road they build the path as part of it. It is 100% funding issue, it is not the plan, plans are in place. It is funding and how you get the right of way. One of the issues is do you put the path when the thoroughfare plan shows the road being 30 feet wider. There are a lot of problems. Altman stated this is where we need to have a group energized to look at what makes sense today, it is not a huge investment when you are laying a multi-use path, it is the right of way costs. Dillinger asked this to be on the next highway meeting agenda for discussion.

**Agreements/Supplements**

**Bridge #224, Allisonville Road over Stoney Creek**

Neal requested approval of the Engineering Agreement, HCHD #E-07-0009, with Beam, Longest and Neff for Bridge No. 224, Allisonville Road over Stoney Creek. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Consultant Selections**

Neal requested selection of consultants for design of the following projects:

Roadway Alignment Studies – Altman motioned to approve The Corradino Group. Holt seconded. Motion carried unanimously.

161<sup>st</sup> Street/Gray Road Intersection Improvement – Altman motioned to approve Paul I. Cripe. Holt seconded. Motion carried unanimously.

96<sup>th</sup> Street/Cumberland Road Intersection Improvement – Altman motioned to approve R.W. Armstrong. Holt seconded. Motion carried unanimously.

206<sup>th</sup> Street/Overdorf Road Intersection Improvement – Altman motioned to approve DLZ Indiana. Holt seconded. Motion carried unanimously.

206<sup>th</sup> Street Reconstruction: Phase I – Hague Road to SR 19 – Altman motioned to approve USI Consultants, Inc. Holt seconded. Motion carried unanimously.

206<sup>th</sup> Street Reconstruction: Phase II SR 29 to Cumberland Road – Altman motioned to approve Floyd E. Burroughs Associates. Holt seconded. Motion carried unanimously.

Traffic Study, SR 19, Pleasant Street Bridge Area – Altman motioned to approve A&F Engineering Co. Holt seconded. Motion carried unanimously.

146<sup>th</sup> Street/Herriman Boulevard Intersection Improvement – Altman motioned to approve First Group Engineers. Holt seconded. Motion carried unanimously.

**Concurrence with Traffic Study Correspondence**

Neal requested approval of the list of correspondence concerning investigations of requests for signage on Hamilton County Roads. 1) Binnie S. Bragg concerning installation of a guardrail on Cherry Tree Road from 171<sup>st</sup> Street to SR 32 in Noblesville Township. Highway determined the guardrail is warranted. 2) Asit K. De concerning signal timing at 146<sup>th</sup> Street and Carey Road in Noblesville Township. Highway determined the timing is adequate. Holt motioned to approve. Altman seconded. Motion carried unanimously. Holt asked the highway department to look at alternative guardrails.

**Keystone/146<sup>th</sup> Street Ramp**

Holt asked if the light issue on the 146<sup>th</sup> Street Ramp off of Keystone has been fixed? Neal stated it was but the light has broken again. They have contacted the lighting contractor. Holt asked if there would be merit to putting it on a flasher? Neal stated if the warrants are met he would not want to put it on flash. Neal will have to review the agreement.

**Dedication of Public Right of Way – Cyntheanne Park**

Neal requested acceptance of the Dedication of Public Right of Way from the Town of Fishers for the future Cyntheanne Park. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Bid Award**

**Resurface Contract 07-4, Various Roads in Noblesville and Wayne Townships**

Neal recommended the bid for Resurface Contract 07-4, Various Roads in Noblesville and Wayne Townships be awarded to E & B Paving, Inc., in the amount of \$491,513 as the lowest responsive bidder. Altman motioned to approve. Holt seconded. Motion carried unanimously.

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**Town of Cicero – Federal Aid Application**

Davis requested approval of a letter from the Commissioners supporting the Town of Cicero’s application for Federal Aid for construction of a walkway across Morse Reservoir across 236<sup>th</sup> Street. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**146<sup>th</sup> Street Extension Federal Reimbursements**

Davis stated on the 146<sup>th</sup> Street Extension Federal Reimbursements there are two earmarks that are part of the Transportation Bill, there needs to be a language correction and has to go through the full Congress and Senate before INDOT will release the money. We are at the point we could use the money. Davis has spoken with Jan Powell who has offered to go back to Indiana’s Congressional Delegation and see if they can pressure the Federal Highway to release those funds. Davis requested the Commissioners approval to proceed. Holt so moved. Altman seconded. Motion carried unanimously. Davis stated INDOT is non-committal of whether they can cover us without the Bill or not, he does not think they will.

**RUTC**

Altman stated she has received a notice to the TIP (Transportation Improvement Plan); it is a significant use of STP funds; did the study committee look at this? Davis stated no, that came in as an emergency and did not go through the committee. Altman stated the numbers do not make sense to her in respect to the amendment, why do we need \$4 million when they were off on bids at \$1.6 million. It also says it was a 61% local match. It does not make sense. Altman asked if Davis could look at the notice.

**MPO**

Altman requested Davis keep a running total of the MPO’s (Metropolitan Planning Organization) use of resources in the region.

**Resolution 10-08-07-1, Superior Court 3 Credit Card**

Judge William Hughes stated he has met with the Auditor who advised him of the process in obtaining a credit card for the use of purchasing jury supplies and materials, goods and services during the upcoming sequestered jury trial. Jurors will be kept fed, laundered, and housed for approximately six weeks. We are unable to make advanced arrangements with all of the vendors to bill the county through the normal billing process. Many of the vendors want to be paid up front. Hughes stated he does not have the resources to support an additional 20 people for six weeks or ten weeks to get through the county billing process. Hughes requested permission to obtain a credit card for services that can not be direct billed. Claims will be submitted weekly through the jury claims process so the credit bill will be paid before any fees or interest is applied to the card. The card will be primarily used by the Bailiff to feed the jury at nights. Howard stated he has reviewed the Resolution, consulted with the Auditor’s office and it appears to be proper and meets all of the State Board of Accounts criteria. Holt motioned to approve. Altman seconded. Altman asked if this is something we should consider for other courts or the Court Administrator. Hughes stated he does not have a problem if the Commissioners consider it for other courts; however he would not want it to be applied to all courts under this Resolution because he is personally responsible for making sure bills are timely submitted and no interest expenses are incurred by the county. Hughes stated it makes sense but that is why it is limited only to Superior 3. Altman stated we may want to authorize each of the other courts that have juries. Holt suggested the Judges discuss this and bring back a recommendation. Hughes stated we normally use businesses around the courthouse square for juries and they know it will be a week before they are paid and we don’t have problems getting direct billing. This is not the same situation as putting people up for six weeks in a hotel. Altman asked if the other courts would have sufficient time to come to us with a requested Resolution if they find themselves in your shoes? Hughes stated yes. Motion carried unanimously.

**ISSD**

**ISS Staff Training**

Ms. BJ Casali requested permission to send Jeremy Hunt, Chris Kuner and Michael Carter to Cisco training classes for the new phone system. The classes will be held in Carmel from November 26<sup>th</sup>-30<sup>th</sup> at a cost of \$3,195 per person. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Title Change**

Casali requested permission to go to the Personnel Committee for a title change for Larry Stout from GIS Manager to GIS Director. The title change will not include a change in salary or duties. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Phone System Upgrade**

Casali requested approval of a Purchase Order to upgrade the phone system. The upgrade will allow for additional phone queues for various county offices. The cost is \$13,859.25. The current phone system allows six callers to be in que, that is not enough for the Treasurer’s office; she would like every phone in her office to have this capability. Holt asked how many ques will it take? Casali stated 20 ques for the Treasurer, Probation and Prosecutor offices. They each have one central point of answering and if you call the number you will get a busy signal. Holt stated there could be 20 people on hold at a time in the Probation Department? Casali stated no, total for any one application. Holt clarified a total for any one wanting a county service? Casali stated correct, if we have more than that we will run out of phone lines to support them. Holt stated if it is tax time and there are 20 people in que, would the probation caller get a busy signal? Casali stated possibly. Holt asked if they call the probation department direct the first call in would be answered? Casali stated correct. It is a matter of the que and your call will be answered by the next available agent. Holt asked if the second call in to the probation number would get a busy signal, if it was tax time because the Treasurer typically would have 20 people backed up? Casali stated correct. Holt asked why is it a conglomerate number as opposed to a logical que by department. Casali stated it could be set up to direct a specific amount of calls to the Treasurer’s office or specific number to probation based on anticipated need. During the normal course of events 20 ques should be enough, during tax time it can be readjusted. Holt asked Casali to ask her users group what a reasonable division would be. Altman asked Casali to find out the maximum capacity of our current system. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Casali stated the Noblesville Township office move went well and they are now on our phone system. Casali thanked Buildings and Grounds for their help with the temperatures of the phone closets. Casali stated there is now a laptop for this courtroom for video presentations and the rear projection system.

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**Military Support Our Troops Family Day [2:54:10]**

Ms. Joyce Crowder with Ms. Amy Miller of USMC Families stated over the past three years she has been instrumental in organizing a “Support Our Troops” Rally in downtown Indianapolis at the Indiana War Memorial. The problem with it being in downtown Indianapolis is that people don’t like to come downtown; we can’t get the crowds we think our troops deserve. Crowder is from Hamilton County, she has seen the banner stating Hamilton County Supports Our Troops and it seems logical to bring this event home. The Hamilton County 4-H Fairgrounds would be an ideal location. This would be a half-day event from 12:00 noon to 6:00 p.m. They will take care of scheduling entertainment and vendors. This event is about supporting the troops, not about supporting or not supporting the war. We are about troop support. Crowder requested the backing of Hamilton County and to allow them to use the Fairgrounds and pay for the cost of the rental, or anything the county can do to help us put this event on. The event is scheduled for August 23, 2008. They are affiliated with the Marine Corp League Detachment of Indianapolis; they will provide insurance coverage and name them under their umbrella policy for a one-day event. Dillinger asked if they will name Hamilton County as additional insured? Crowder stated yes. Dillinger asked if there is a charge for any of this? Crowder stated no. Food vendors will be kept outside, military vendors will be charged a booth rental fee to secure the space. If they don’t show or cancel 30 days prior, it will be considered a donation. Crowder stated they have been to a dozen support events and none of them have been in Hamilton County. Altman motioned to approve. Holt seconded. Altman stated her motion includes the list of expenses as delineated. Motion carried unanimously.

**Geist Incorporation [3:03:51]**

Mr. Pete Peterson requested the Commissioners set the public hearing date for the incorporation of Geist East and West in compliance with statute. They are running into holiday time and what they are trying to do in the incorporation areas of East and West Geist is to give ample opportunity to the public to make sure we have maximum attendance at these meetings. At looking at the calendars and understanding timing as the statute lays out the week of December 2 or 3 would be the best week. People are back from one holiday and have not left for the other holiday and we figure we can get the most participation in a public hearing at that point in time. That is our request. The other reason we are asking for that is part of the statute states the incorporators must mail out, 20 to 30 days prior, a certified letter to all affected residents in the area and obviously that will take us some time to get the certification letters done and mailed out to be in compliance. The other request they have, the Commissioners have a meeting December 10, it may be of best interest for the community to schedule it at an evening time for maximum participation for the public. Howard stated under the statute your window between 60 and 90 days begins November 27 and ends December 26. The statute does not prescribe the length of time that the notices must be sent out before the hearing. Howard recommended 30 days that you incorporate that in your motion. Lastly, the statute specifically provides that the recipients of notice required by Section 5 is “all residents and landowners in the territory the legislative body of each municipality within three miles and the township trustees are all entitled to be heard as a matter of right”, Howard stated the Commissioners might want to incorporate in your motion some sort of limitations lest we be here forever. Maybe an encouragement of written comments. Altman stated a public hearing is a public hearing. Dillinger stated we can design some rules of accommodations so we can hear from everyone. Altman stated certainly a time limit per speaker is appropriate. Howard stated don’t plan on having it after your regularly scheduled meetings. It may be a good idea to include in the notice that is required to be sent by the petitioners provide some dictates in that notice so everybody does not think they will get to repeat each other ad nauseum. Altman asked if it is appropriate to schedule a start and end time? Howard stated you still have to let them participate as a matter of statute. Dillinger stated as we design that hearing we can put limitations that unless you have something that has not been said, whatever it is we will figure it out. Howard stated there are three entities, the people within the area that want the ordinance approved, there are people in the area that do not want the ordinance approved, and there is the Town of Fishers. Howard suggested they allow 5, 7 or 10 minutes to representatives of these groups and then limit everybody else to two minutes. Usually if you get designated representatives they will encompass most of the relevant issues. Altman stated she presumes we could schedule this meeting with the understanding that we will come up with a reasonable format for the meeting prior to the notice going out or are you suggesting we establish that today? Howard stated you don’t need to do that today but if you are going to have the petitioners send out the notices and incorporate that by reference you need to have those criteria adopted by the next meeting so you can move forward. Lastly, Howard suggested the petitioners attorney prepare a proffered draft ordinance 15 days prior to that meeting. Altman stated by statute this is the next statutory step we are required to take? Howard stated yes. Altman stated it is not permissive, it is a statutory requirement? Howard stated “shall set the hearing.” Altman stated that being the matter she moved that we establish a hearing date, make it second Monday in December, Holt stated that would be December 10, which is our commissioner meeting. Holt stated if we set a evening meeting is should be an early evening meeting, we don’t want to short anybody on the opportunity to speak, do you think 6:00 p.m., Altman asked if Holt had a problem tailing onto the meeting, we will be here any way. Holt stated we will need a bite to eat when we finish commissioners, assuming we are done by 4 or 4:30 we could grab a bite and start in at 6:00 on the 10<sup>th</sup>, Holt seconded. Dillinger clarified that we will be holding the public hearing on December 10 at 6:00 p.m. in this room, Altman stated correct. She was going to add under guidance of a meeting format to be determined by our next commissioners meeting. Howard stated that format would be included in the notice as required to be sent by the petitioner, 30 days prior to the meeting? Altman stated correct. Peterson stated as long as they get a copy they will be happy to send it off with the notice. Howard stated he assumes that goes to Mr. Yackey? Peterson stated yes. Holt seconded. Motion carried unanimously.

Rauch asked who is required to send the public hearing notice to the papers? Howard stated the public hearing notice does not require publication, it requires certified notice to enough people. The notice of the meeting should be a 48 hours notice, it can be added to the meeting agenda of the otherwise scheduled meeting that day.

*Dillinger called a recess.*

*Dillinger called the meeting back to order. [3:29:06]*

**Community Corrections Project**

Mr. John Barbee requested approval of a Change Order for MacDougal Pierce in an amount not to exceed \$75,000 for the Community Corrections Phase II construction work. Holt motioned to approve. Altman seconded. Motion carried unanimously.

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**RQAW Fee Increase Request**

Dillinger asked Barbee if he has any comments on RQAW's request to increase fees? Altman asked if anyone has checked the contract with RQAW, is it advisable under the existing contract? Barbee stated the language is in their contract. Those funds are available because of the alternate not moving forward on the third floor and the south parking lot. Altman stated she did not understand the question because she thought it was based on design. Altman stated she does not want to move on it until we have a chance to look at it. Barbee stated his personal opinion is that they could do some further breakdown. Howard asked if he could get a copy of what was sent.

**Hamilton County Seat – Downtown Study**

Mr. Larry Dawson discussed how they would like to present the information on the Hamilton County Seat – Downtown Study. Dawson recommended re-naming the study from the Noblesville Downtown Study to the Hamilton County Seat – Downtown Study. Dawson stated all county department heads have been interviewed. We have talked to them about their square footage, number of employees, visitors, parking spaces, and we have gone back to 1980 and pulled out how many employees we had per department from 1980, 1990, 2000, and 2007 to set trending lines going forward to 2040. We will have a reasonable assumption that we can all identify so the Commissioners can make decisions based on county population and what the department requirements will be. Dawson stated each report will be presented by PowerPoint and presented at each meeting for the rest of the year. Most of the presentations can be made in this courtroom but some of the presentations may want to be heard in the backroom in order to view larger documents. Altman asked when the department heads were interviewed was technology investments previously made and can make to control the employee population base? Dawson stated every department they have talked to, except Soil and Water, and Child Family Services, almost everyone has acknowledged the technology components that have been given to them. We think there is one shortfall and that is storage. We are finding an enormous amount of common problems in square footage, parking, storage in the basement of the Judicial Center and what the records may be like and what they will be like in 20 years. It is across all of departments in regards to how we could better store paper in a much smaller environment that would allow retrieval. We have very little technology in that realm. The technology used by the departments is well accepted and going in the right direction. That debate will be evident when we go department by department. Altman stated that will be very difficult to quantify and we will have to go department by department. Dawson stated they will come back in two weeks with the population projections; the next presentation will be current number of employees, square footage of office space per department, square footage of storage space per department, and parking requirements per department. The next presentation would be on the relationships between the departments. The direction since 1988 has been to maintain all court functions in the judicial center and depending on how much the court grows how much we can use the historic courthouse. What decisions are going to be made by public defenders, how all of that will impact and eventually occupy all of this space plus the historic courthouse. Those relationships with court related functions and what we do with the next tier of non-court related county functions currently located downtown. These relationship studies will determine parking, transportation requirements, what the commissioner's options are on whether you would locate another office building if it is decided we need to located the non-court downtown functions. We have three elements: the current remote – highway and facilities on Cumberland Road, a few other miscellaneous remote sites; we have the 350 people currently downtown and if you break that down you could have 300 court employees and 300 county employees in a new downtown location or a new remote location and those are options that will be presented with costs; and then they will review the protected green spaces and how that overlays with other downtown Noblesville developments so we are not infringing on one another but cooperating with one another. Dawson stated they would like to go one meeting at a time, establish this agenda and get the commissioners concurrence that is a reasonable direction to go and then build on this agenda each meeting. Altman asked if they have received realistic estimates on how many outside people each department draws in, for example jury pools, health department, and our parking load on downtown Noblesville? Dawson stated yes, it is a surprising number of visitors that come into this building. Visitors have been looked at as a major component. It is not just the number of employees entering this building every day. Holt stated he likes this idea and asked if they have a work session penciled in? Dawson stated they will need a work session and there may be a time the department heads are invited. The first debate will be the growth factor by department and it will not be one on one; it will be more or less. Dawson stated American Structurepoint will also be involved in the presentations. Holt motioned to approve the process as outlined. Altman seconded. Motion carried unanimously.

**Boys and Girls Club Blood Drive**

Ms. Sheena Randall stated the Boys and Girls Club of Noblesville has requested permission to send an e-mail notice to county employees and post a flyer of their upcoming Blood Drive on October 25 and 26, 2007. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**2008 Flexible Spending Account**

Randall requested approval of the 2008 Meritain Health Flex Renewal. The maximum annual deduction is \$5,000. October 30 and November 1 will be training sessions. Ms. Nancy Hildebrand of United Way and Mr. Charlie Freund, Retirement Consulting Services, have requested permission to join in this presentation to county employees. Holt motioned to approve the request for Meritain, United Way, and Charlie Freund to present and have tables at that session. Altman seconded. Motion carried unanimously. Holt motioned to retain \$5,000 as the cap for the 2008 on the Flexible Spending Program. Altman seconded. Motion carried unanimously.

**Buildings and Grounds**

Mr. Scott Warner requested permission to transfer funds, in the amount of \$5,500 from the Water and Sewer line to the Fairgrounds electricity line. Altman asked why have we expended so much on electricity? Warner stated we had the same problem last year and he has worked that in to the 2008 budget. This year we were still based on being short and we have had an extremely hot September. The majority of the expense has been for air conditioning. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**First Indiana Bank Building**

Warner stated he has e-mailed the commissioners the report from Micro-Air on the First Indiana Bank Building. Commissioner Committee Reports [3:51:55]

**Janus**

Holt stated he represented the Commissioners at the Janus dinner and presented a plaque in recognition of the Commissioners support of the Hamilton County Express countywide bus service.

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**Attorney [3:53:12]**

Howard stated the Pauper Counsel Interlocal Agreement is at the Carmel City Attorney's office and will be on the next meeting agenda. Mr. Murphy is working with the Animal Control Officer to rectify the issues in the animal ordinance.

**Community Corrections Complex Agreements**

Howard requested approval of an agreement with Veckler, Inc. for the Community Corrections Complex Phase II construction. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Howard requested approval of a Public Contract Retainage Escrow Agreement for Campbell's Excavating for the Community Corrections Complex project. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Howard requested approval of a Public Contract Retainage Excrow Agreement for Poynter's Sheet Metal for the Community Corrections Complex project. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**First Indiana Bank Building**

Dillinger asked where are we on the First Indiana Bank building? Altman stated we have the air study that came back clean, we were going to look at the cost of replacing the roof and not the glass and presenting it to Council. Holt stated we know what the cost is, we agreed we would do nothing more until we can present our case to Council. Dillinger will arrange the meeting.

**Administrative Assistant [3:56:11]**

**Hamilton County Homemakers Extension Week**

Mr. Fred Swift requested the Commissioners approve a Proclamation naming October 15-20, 2007 as Hamilton County Homemakers Extension Week. Holt motioned to approve the request to make October Hamilton County Homemakers Extension month. Altman seconded. Motion carried unanimously.

**Geist Public Hearing**

Swift stated in regards to the location of the Geist public hearing the historic courtroom seats twice as many people as this courtroom does so the commissioners might want to consider that location for the public hearing. Altman asked if they have the PA capability for overflow? Swift stated no. Altman stated at least here the people who can't get in can hear the proceedings. Howard suggested the commissioners instruct Scott (Warner) to have the wings of this room open and as many chairs as possible.

**Township Trustee Bean Supper**

Swift stated the Township Trustee's Association is holding their annual Bean Supper on October 10 at Walnut Grove Community Center. Altman stated she is going to attempt to attend. Holt stated he will be attending. Dillinger is unable to attend.

**Retreat**

Swift reminded the Commissioners to discuss a retreat date with the Council.

**Governor's Council on Impaired & Dangerous Aggressive Driving Grant**

Dillinger stated George Kristo has requested approval of a grant application for the Aggressive Driving Grant from the Governor's Council on Impaired & Dangerous Driving. Holt asked if the proceeds are the benefit of the Sheriff's Department? Major Mark Bowen stated the proceeds go to the Traffic Safety Partnership. Holt asked if the funds would be used on Sheriff's Department Personnel? Bowen stated Sheriff's Department Personnel as well as other entities personnel would be utilized. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Legacy Development**

Altman stated she spoke with Steve Pitman regarding a timing issue on a right-in, right-out on 146<sup>th</sup> Street. Altman stated she informed him that they would be meeting and they need to have approval on access of the residential portion of that development. Altman asked Neal if they contacted him about being on the meeting agenda? Neal stated they contacted him about being on the agenda for their main entrance, not for the residential portion. Altman asked how long ago did you speak with them? Neal stated he spoke with Tim Walter Wednesday or Thursday of last week. Holt stated he may have muddled that water, he spoke with them after Altman did and told them we had not gotten a highway department recommendation on the right in, right out. Altman stated she asked them to not come before us until they had all of the entrances done, she understood due to a timing issue with Carmel they needed an answer on the right in, right out on the far west portion of that subdivision. Holt asked Davis if they have formulated a recommendation? Davis stated based on early discussion we did not have an objection to a right in, right out and we approved the main entrance. Holt stated he got the impression they were going to ask for a full median cut. Altman stated she is not enamored with that thought. Holt confirmed that the highway department has already approved their conception for the main entrance? Davis stated that was done at the Friday highway meeting. Holt asked if it was voted on? Davis will check the minutes.

**Auditor [4:07:52]**

**Acceptance of Bonds/Letters of Credit – Drainage Board**

Ms. Robin Mills requested the acceptance of Bonds and Letters of Credit for the drainage board. 1) HCDB-2007-00047 – Bond Safeguard Insurance Company Subdivision Bond No. 5029325 for Sanctuary at 116<sup>th</sup> Street Section 1 monumentation - \$11,070. 2) HCDB-2007-00048 – Bond Safeguard Insurance Company Subdivision Bond No. 5029326 for Sanctuary at 116<sup>th</sup> Street Section 2 subsurface drains - \$50,413.20. 3) HCDB-2007-00049 – Bond Safeguard Insurance Company Subdivision Bond No. 5029327 for Sanctuary at 116<sup>th</sup> Street Section 1 storm sewers - \$212,786.40. 4) HCDB-2007-00050 – Bond Safeguard Insurance Company Subdivision Bond No. 5029328 for Sanctuary at 116<sup>th</sup> Street Section 2 – monumentation - \$11,610.00. 5) HCDB-2007-00051 – Bond Safeguard Insurance Company Subdivision Bond No. 5029329 for Sanctuary at 116<sup>th</sup> Street Section 2 sub-surface drains - \$50,977.20. 6) HCDB-2007-00052 – Bond Safeguard Insurance Company Subdivision Bond No. 5029330 for Sanctuary at 116<sup>th</sup> Street Section 2 storm sewers - \$167,760. 7) HCDB-2007-00053 – Bond Safeguard Insurance Company Subdivision Bond No. 5029331 for Sanctuary at 116<sup>th</sup> Street Section 3 monumentation - \$6,750. 8) HCDB-2007-00054 – Bond Safeguard Insurance Company Subdivision Bond No. 5029332 for Sanctuary at 116<sup>th</sup> Street Section 3 subsurface drains - \$39,985.20. 9) HCDB-2007-00055 – Bond Safeguard Insurance Company Subdivision Bond No. 5029324 for Sanctuary at 116<sup>th</sup> Street Section 3 storm sewers - \$176,444.40/ 10) HCDB-2007-00058 – Fidelity and Deposit company of Maryland, Performance Bond No. 8874049 for the reconstruction of the Cool Creek Drain in Washington Township - \$359,662. 11) HCDB-2007-00058 – Fidelity and Deposit Company of Maryland Payment Bond No. 8874049 for the reconstruction of the Cool Creek Drain in Washington Township - \$359,662. 12) HCDB-2007-00059 –



HAMILTON COUNTY BOARD OF COMMISSIONERS  
OCTOBER 8, 2007

Bond Safeguard Insurance Company Subdivision Bond No. 502-400 for the reconstruction of the Elizabeth Lynch Drain on the Arcadia Christian Church site - \$29,327. Holt motioned to approve. Altman seconded. Motion carried unanimously. Motion carried unanimously.

**Release of Bonds/Letters of Credit – Drainage Board**

Mills requested the release of Bonds and Letters of Credit for the drainage board. 1) HCDB-2004-00042 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012097 – Village of West Clay Section 9005 storm sewers - \$63,216. 2) HCDB-2004-00043 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012096 – Village of West Clay Section 9005 erosion control - \$32,000. 3) HCDB-2004-00054 – Community Bank Irrevocable Standby Letter of Credit No. 318 – Chateaux DeMoulin storm sewer - \$40,360. 4) HCDB-2004-00055 – Community Bank Irrevocable Standby Letter of Credit No. 319 – Chateaux DeMoulin subsurface drains - \$14,020. 5) HCDB-2004-00056 – Community Bank Irrevocable Standby Letter of Credit No. 320 Chateaux De Moulin on-site erosion - \$15,025. 6) HCDB-2004-00057 – Community Bank Irrevocable Standby Letter of Credit No. 321 Chateaux De Moulin off-site erosion - \$5,945. 7) HCDB-2004-00064 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012506 – Village of West Clay Section 1002 storm sewers - \$147,339. 8) HCDB-2004-00065 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5012507 – Village of West Clay Section 10002 erosion control - \$66,000. 9) HCDB-2004-00073 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5013467 – Village of West Clay Section 9004 storm sewers - \$75,772. 10) HCDB-2004-00074 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5013468 – Village of West Clay Section 9004 erosion control - \$23,000. 11) HCDB-2005-00001 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5015329 Village of West Clay Section 9007 storm sewers - \$60,323. 12) HCDB-2005-00002 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5015330 Village of West Clay Section 9007 erosion control - \$21,600. 13) HCDB-2005-00060 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5016965 Village of West Clay Section 9002 storm sewers - \$101,011. 14) HCDB-2005-00061 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5016964 Village of West Clay Section 9002 erosion control - \$56,400. 15) HCDB-2005-00085 Bond Safeguard Insurance Company Subdivision Bond No. 5018383 Saddle Creek Section 12 monuments - \$9,600. 16) HCDB-2005-00109 – Bond Safeguard Insurance Company Subdivision Performance Bond No. 5018858 Village of West Clay Section 6002 erosion control - \$34,800. 17) HCDB-2005-00117 – Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 717272S – Murphy Hall Section 1 storm sewers and subsurface drains - \$325,634.40. 18) HCDB-2005-00119 – Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 717370S – Murphy Hall Section 1 erosion control - \$119,384.40. 19) HCDB-2006-00022 – National City Bank Irrevocable Standby Letter of Credit No. SCL012506 Bayview Estates offsite storm sewer - \$45,053. 20) HCDB-2007-00005 – Mainsource Bank Irrevocable Standby Letter of Credit No. 1 – Barrington Estates Phase II overbank excavation - \$39,000. 21) HCDB-2007-00006 – Mainsource Bank Irrevocable Standby Letter of Credit No. 3 – Barrington Estates Phase II monuments, markers and erosion control - \$14,000. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Payroll Claims**

Mills requested approval of Payroll Claims for the period of September 10-23, 2007 paid October 5, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Vendor Claims**

Mills requested approval of Vendor Claims to be paid October 9, 2007. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Holt motioned to adjourn. Altman seconded. Motion carried unanimously.

**Commissioners Correspondence**

IDEM Notice of Public Comment

Industrial Dielectrics, Inc. – Noblesville

Countrymark Cooperative, LLP – Noblesville

IDEM Notice of Construction Permit Application

Hamilton County Corrections Complex, Phase 2 – Noblesville

The Highlands at Stony Creek, Section 4C – Noblesville

IDEM Notice of Decision

Part 70 Operating Permit Renewal for Countrymark Cooperative, LLP

Certificate of Insurance

Vision Builders LLC

HAMILTON COUNTY BOARD OF COMMISSIONERS  
OCTOBER 8, 2007

Present

Christine Altman, Commissioner  
Steven C. Dillinger, Commissioner  
Steven A. Holt, Commissioner  
Robin M. Mills, Auditor  
Fred Swift, Administrative Assistant to Commissioners  
Kim Rauch, Administrative Assistant to Auditor  
Michael Howard, Attorney  
Darren Murphy, Attorney  
Mark Bowen, Sheriff’s Department  
Brad Davis, Highway Director  
Jim Neal, County Highway Engineer  
Joel Thurman, Highway Project Engineer  
Amber Emery, Highway Public Service Representative  
Dave Lucas, Highway Staff Engineer  
Mark Fisher, Highway Project Engineer  
Christopher Burt, Highway Engineering Technician  
Tim Knapp, Highway Right-of-Way Manager  
Matt Knight, Highway Bridge Program Engineer  
Faraz Khan, Highway Staff Engineer  
Kathy Howard, Highway Department Administrative Manager  
Bob Davis, Highway Superintendent  
David Pluckebaum, Corradino LLC  
Steven H. Henke, Bridgewater – Throgmartin Henke  
Bill terry, Benchmark Land Services  
Floyd Burroughs, FEBA  
Scott Sweanes, Harco  
Larry J. Pearson  
Steve Schwartz, County Council  
Tania Lopez, Indianapolis Star  
Mark Jones, E & B Paving  
John Barbee, Envoy, Inc.  
Adam Brower, Envoy, Inc.  
Larry Dawson, Envoy, Inc.  
Deborah Frazier, Structurepoint  
William J. Hughes, Judge Superior Court 3  
Sheena Randall, Human Resources  
Scott Warner, Buildings & Grounds  
Joyce Crowder  
Gordon Byers, Springs of Cambridge  
Steve Huffman, Bridgewater on Promenade  
Pete Peterson, Geist Incorporation  
Rachel Quade, Geist Incorporation

APPROVED  
HAMILTON COUNTY BOARD OF COMMISSIONERS

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ATTEST

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Robin M. Mills, Auditor